

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

06 UNITED STATES OF AMERICA,) CASE NO. CR02-338-TSZ
07 Plaintiff,)
08 v.)
09 GERMAINE MARCEL MADDEN,) SUMMARY REPORT OF U.S.
10 Defendant.) MAGISTRATE JUDGE AS TO
) ALLEGED VIOLATIONS
) OF SUPERVISED RELEASE

)

12 An initial hearing on supervised release revocation in this case was scheduled before me
13 on March 10, 2008. The United States was represented by AUSA Kelly Harris and the defendant
14 by Walter Palmer. The proceedings were digitally recorded.

15 Defendant had been sentenced on or about April 22, 2003 by the Honorable Barbara
16 Jacobs Rothstein on a charge of Distribution of Cocaine Base, and sentenced to 72 months
17 custody, 5 years supervised release.

18 The conditions of supervised release included the standard conditions plus the requirements
19 that defendant not possess a firearm, submit to mandatory drug testing, participate in a substance
20 abuse program, abstain from alcohol, submit to search, provide financial information to his
21 probation officer, and not associate with any known gang members. (Dkt. 24.)

22 On January 8, 2007 defendant admitted violating the conditions of supervised release by

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01 using cocaine on four separate occasions. (Dkt. 29.) The case was transferred to the Honorable
02 Thomas S. Zilly. Defendant was sentenced to 39 days with credit for time served in custody and
03 4 years supervised release. (Dkt. 38.)

04 In an application dated February 29, 2008, U.S. Probation Officer Brian Johnson reported
05 the following violation of the conditions of supervised release:

06 1. Using phencyclidine (PCP) on or before February 19, 2008, in violation of standard
07 condition #7.

08 Defendant was advised in full as to the charge and as to his constitutional rights.

09 Defendant admitted the alleged violation and waived any evidentiary hearing as to whether
10 it occurred.

11 I therefore recommend the Court find defendant violated his supervised release as alleged,
12 and that the Court conduct a hearing limited to the issue of disposition. The next hearing will be
13 set before Judge Zilly.

14 Pending a final determination by the Court, defendant has been detained.

15 DATED this 11th day of March, 2008.

16 
17 Mary Alice Theiler
18 United States Magistrate Judge

19 cc: District Judge: Honorable Thomas S. Zilly
20 AUSA: Kelly L. Harris
21 Defendant's attorney: Walter Palmer
22 Probation officer: Brian Johnson